



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER
GOVERNOR

J. ERIC BOYETTE
SECRETARY

DATE: 14 August 2020

TO: Fiscal Research Division, North Carolina General Assembly

VIA Docusign: Tiffany Efird Assistant Director, Customer Compliance Services

Michelle Edelen Director, Customer Compliance Services

FROM: Torre J. Jessup Commissioner, Division of Motor Vehicles

SUBJECT: Quarterly Hearings Report per G.S. 20-4.03(c)

DocuSigned by:

Tiffany Efird

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The Division of Motor Vehicles is required to submit a Quarterly Hearings Report to the Fiscal Research Division of the North Carolina General Assembly. The report must include all of the following for each month of the applicable quarter and for each type of administrative hearing conducted by the Division in accordance with 19A NCAC 03K:

- (1) The total number of administrative hearings.
- (2) The total amount of revenue collected.
- (3) The total number of fee waivers granted.
- (4) The counties where the administrative hearings were held.
- (5) The average amount of time required to conduct an administrative hearing, with the time required of hearing officers and the time required of administrative personnel listed separately.

Pursuant to Section 34.23(e) of S.L. 2018-5, this report includes all of the information required under G.S. 20-4.03(c) for the period from 1 April 2020 through 30 June 2020.

Hearings are categorized as either pre-pay or post-pay. Pre-pay hearings require full payment of the hearing fee in order for a customer to schedule a hearing. Post-pay hearings are initiated by the Division and do not require a fee to be paid prior to the hearing being scheduled or conducted. A hearing fee is not required for a post-pay hearing unless the decision of the hearing officer is unfavorable to the customer.

If you have any additional questions, please contact Deputy Commissioner Scott Parker at (919)-5016.

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DMV Hearings NCGS §20-4.03 Quarterly Report							
April-20							
Admin Code Type	Hearing Type	# of hearings	Revenue Collected	# of Fee Waivers Granted	Amount of Time		
					Admin Minutes	Hearing Officer Admin Minutes	Hearing Officer Hearing Minutes
1	Lapse of insurance	22	\$1,250	1	13	53	45
2	Conference to determine eligibility to attend clinic	12	\$800	0	5	50	15
3	Ignition Interlock mouth contaminant review (post pay)	26	\$150	0	5	110	30
4	Ignition Interlock medical accommodation review	0	\$490	0	5	85	30
5	License Suspension/Revocation	7	\$1,500	0	5	110	30
5 (a)	License pre-Suspension/Revocation	19	\$3,100	4	5	95	30
6	Violation of alcohol concentration restriction	0	\$7,250	2	5	110	30
6 (a)	Refusal to submit a chemical test	1	\$10,350	3	5	150	60
6 (b)	Violations of ignition Interlock device	0	\$0	0	5	150	60
7	Safety Responsibility	3	\$450	3	13	485	75
8	CDL Disqualification	0	\$0	0	5	165	90
9	Driving while license revoked	0	\$0	0	5	110	30
9 (a)	Driving while license revoked moving violation	11	\$22,400	15	5	110	60
10	DWI Interview	94	\$10,600	8	5	125	30
11	DWI Restoration	0	\$17,425	6	5	65	90
12	Driver Restoration Compliance (post pay)	5	\$0	0	5	105	30
13	Dealer Violation (post pay)	0	\$200	0	5	500	120
13 (a)	Salesman Violation (post pay)	0	\$0	0	5	500	120
13 (b)	Dealer or Salesman Non-Violation	0	\$0	0	5	290	120
14	Emissions Station Violation	0	\$200	0	5	500	120
14 (a)	Emissions Mechanic Violation	0	\$0	0	5	500	120
14 (b)	Emissions Station or Mechanic Non-Violation	0	\$0	0	5	290	120
15	Commercial Driver Truck School	0	\$0	0	5	160	60
16	Denial of Service by the Division	0	\$0	0	5	80	45
17	Franchise Dealer Dispute	0	\$0	0	1/2 hour	36 hours	116 hours

DMV Hearings NCGS §20-4.03 Quarterly Report							
May-20							
Admin Code Type	Hearing Type	# of hearings	Revenue Collected	# of Fee Waivers Granted	Amount of Time		
					Admin Minutes	Hearing Officer Admin Minutes	Hearing Officer Hearing Minutes
1	Lapse of insurance	71	\$1,440	4	13	53	45
2	Conference to determine eligibility to attend clinic	18	\$720	0	5	50	15
3	Ignition Interlock mouth contaminant review (post pay)	2	\$150	0	5	110	30
4	Ignition Interlock medical accommodation review	10	\$700	0	5	85	30
5	License Suspension/Revocation	23	\$2,200	0	5	110	30
5 (a)	License pre-Suspension/Revocation	214	\$21,350	3	5	95	30
6	Violation of alcohol concentration restriction	18	\$8,100	1	5	110	30
6 (a)	Refusal to submit a chemical test	77	\$33,850	6	5	150	60
6 (b)	Violations of ignition Interlock device	0	\$0	0	5	150	60
7	Safety Responsibility	28	\$4,900	0	13	485	75
8	CDL Disqualification	2	\$400	0	5	165	90
9	Driving while license revoked	0	\$0	0	5	110	30
9 (a)	Driving while license revoked moving violation	181	\$35,600	9	5	110	60
10	DWI Interview	82	\$17,400	5	5	125	30
11	DWI Restoration	46	\$19,550	0	5	65	90
12	Driver Restoration Compliance (post pay)	176	\$0	0	5	105	30
13	Dealer Violation (post pay)	0	\$0	0	5	500	120
13 (a)	Salesman Violation (post pay)	0	\$0	0	5	500	120
13 (b)	Dealer or Salesman Non-Violation	0	\$0	0	5	290	120
14	Emissions Station Violation	0	\$0	0	5	500	120
14 (a)	Emissions Mechanic Violation	0	\$0	0	5	500	120
14 (b)	Emissions Station or Mechanic Non-Violation	0	\$0	0	5	290	120
15	Commercial Driver Truck School	0	\$0	0	5	160	60
16	Denial of Service by the Division	0	\$0	0	5	80	45
17	Franchise Dealer Dispute	0	\$0	0	1/2 hour	36 hours	116 hours

DMV Hearings NCGS §20-4.03 Quarterly Report							
June-20							
Admin Code Type	Hearing Type	# of hearings	Revenue Collected	# of Fee Waivers Granted	Amount of Time		
					Admin Minutes	Hearing Officer Admin Minutes	Hearing Officer Hearing Minutes
1	Lapse of insurance	58	\$2,140	2	13	53	45
2	Conference to determine eligibility to attend clinic	11	\$440	1	5	50	15
3	Ignition Interlock mouth contaminant review (post pay)	0	\$0	0	5	110	30
4	Ignition Interlock medical accommodation review	18	\$1,190	0	5	85	30
5	License Suspension/Revocation	53	\$5,250	0	5	110	30
5 (a)	License pre-Suspension/Revocation	67	\$6,500	0	5	95	30
6	Violation of alcohol concentration restriction	7	\$2,750	5	5	110	30
6 (a)	Refusal to submit a chemical test	26	\$11,300	2	5	150	60
6 (b)	Violations of ignition Interlock device	0	\$0	0	5	150	60
7	Safety Responsibility	13	\$100	2	13	485	75
8	CDL Disqualification	0	\$0	0	5	165	90
9	Driving while license revoked	0	\$0	0	5	110	30
9 (a)	Driving while license revoked moving violation	256	\$49,600	12	5	110	60
10	DWI Interview	125	\$27,950	13	5	125	30
11	DWI Restoration	27	\$10,300	2	5	65	90
12	Driver Restoration Compliance (post pay)	39	\$0	0	5	105	30
13	Dealer Violation (post pay)	5	\$0	0	5	500	120
13 (a)	Salesman Violation (post pay)	0	\$0	0	5	500	120
13 (b)	Dealer or Salesman Non-Violation	0	\$0	0	5	290	120
14	Emissions Station Violation	0	\$0	0	5	500	120
14 (a)	Emissions Mechanic Violation	0	\$0	0	5	500	120
14 (b)	Emissions Station or Mechanic Non-Violation	0	\$0	0	5	290	120
15	Commercial Driver Truck School	0	\$0	0	5	160	60
16	Denial of Service by the Division	0	\$0	0	5	80	45
17	Franchise Dealer Dispute	0	\$0	0	1/2 hour	36 hours	116 hours

DMV Number of Hearings by County			
FY19-20 4th Quarter			
County	Apr	May	June
Alamance	0	0	21
Alexander	0	2	0
Alleghany	0	0	0
Anson	0	0	0
Ashe	0	0	0
Avery	0	0	1
Beaufort	0	8	7
Bertie	0	0	0
Bladen	0	5	0
Brunswick	4	0	25
Buncombe	4	15	47
Burke	20	8	12
Cabarrus	0	13	14
Caldwell	0	4	4
Camden	0	0	0
Carteret	1	0	5
Caswell	0	0	0
Catawba	0	11	34
Cherokee	0	0	0
Chowan	0	0	0
Chatham	0	0	0
Clay	0	0	0
Cleveland	2	0	6
Columbus	0	0	0
Craven	1	7	5
Cumberland	4	17	17
Currituck	0	0	0
Dare	3	0	2
Davidson	3	1	3
Davie	0	0	0
Duplin	0	0	6
Durham	0	3	1
Edgecombe	0	0	1
Forsyth	8	23	62
Franklin	1	0	12
Gaston	7	14	35
Gates	0	0	0
Graham	0	0	0
Granville	0	0	24
Green	0	0	0
Guilford	0	4	51
Halifax	1	0	0
Harnett	2	0	8
Haywood	0	0	0
Henderson	2	0	18
Hertford	0	7	6
Hoke	0	0	0
Hyde	0	0	0
Iredell	1	6	17
Jackson	0	0	0
Johnston	1	1	16
Lee	0	1	17
Lenoir	5	2	12
Lincoln	0	0	2
Macon	0	0	0
Madison	0	0	0
Martin	0	0	0
McDowell	0	0	0
Mecklenburg	3	53	85
Mitchell	0	0	0
Montgomery	0	0	0
Moore	0	0	0
Nash	0	0	16
New Hanover	7	0	25
Northampton	0	0	0
Onslow	4	0	19

DMV Number of Hearings by County			
FY19-20 4th Quarter (continued)			
County	Apr	May	June
Orange	0	0	0
Pamlico	0	0	0
Pasquotank	3	1	10
Pender	0	0	0
Person	0	0	0
Pitt	8	2	19
Polk	0	0	0
Randolph	2	7	4
Richmond	0	0	6
Robeson	1	0	20
Rockingham	0	0	3
Rowan	0	3	27
Rutherford	3	0	18
Sampson	0	0	0
Scotland	0	0	5
Stanly	1	1	6
Stoke	0	0	0
Surry	0	0	0
Swain	2	3	11
Tyrrell	0	0	0
Transylvania	0	0	0
Union	1	1	25
Unknown	0	0	0
Vance	0	0	0
Wake	58	122	144
Warren	0	0	0
Washington	0	0	0
Watauga	0	4	6
Wayne	1	1	9
Wilkes	3	2	10
Wilson	2	1	5
Yadkin	0	0	0
Yancey	0	0	0